

**THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:12-cv-00311-MR-DLH**

**ROBIN L. HARRIS, Individually and )  
as Executrix of the Estate of Billy )  
David Harris, deceased, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
AJAX BOILER, INC., et al., )  
 )  
Defendants. )  
\_\_\_\_\_ )**

**ORDER**

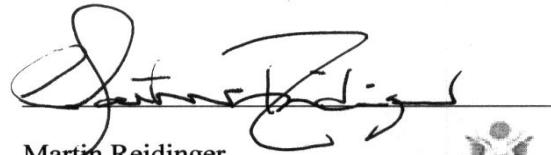
**THIS MATTER** is before the Court on Duke University Health System, Inc.'s Motion for Protective Order and Motion to Set Aside or for Reconsideration of Order Governing Release of Pathology Materials [Doc. 123].

Duke University Health System, Inc.'s Motion fails to comply with Local Civil Rule 7.1(C), which requires a brief to be filed contemporaneously with a motion. Accordingly,

**IT IS, THEREFORE, ORDERED** that Duke University Health System, Inc.'s Motion for Protective Order and Motion to Set Aside or for Reconsideration of Order Governing Release of Pathology Materials [Doc. 123] is **DENIED WITHOUT PREJUDICE**.

**IT IS SO ORDERED.**

Signed: January 8, 2014

  
Martin Reidinger  
United States District Judge

